

Panaji, 10th December, 2015 (Agrahayana 19, 1937)

SERIES II No. 37

OFFICIAL GAZETTE



GOVERNMENT OF GOA

PUBLISHED BY AUTHORITY

Note:- There are two Extraordinary issues to the Official Gazette, Series II No. 36 dated 04-12-2015 as follows:—

- (1) Extraordinary dated 04-12-2015 from pages 1063 to 1064 regarding Notification from Department of Elections.
- (2) Extraordinary (No. 2) dated 09-12-2015 from pages 1065 to 1066 regarding Notification from Goa Legislature Secretariat.

GOVERNMENT OF GOA

Department of Agriculture

Directorate of Agriculture

Order

No. 8/15/2015-16/D.Agri(Part)/216

Read: Order No. 8/78/2014-15/D.Agri/205 dated 30-10-2014.

Government is pleased to grant extension of ad hoc promotion to Shri Satish Dev, Deputy Director of Agriculture, Group 'A', Gazetted of this Directorate for a further period of six months w.e.f. 31-10-2015 to 30-04-2016 or till the post is filled on regular basis whichever is earlier.

This is issued with due concurrence of the Goa Public Service Commission vide their letter No. COM/II/11/2(1)/2014/1455 dated 19-11-2015.

By order and in the name of the Governor of Goa.

U. B. Pai Kakode, Director & ex officio Joint Secretary (Agriculture).

Tonca-Caranzalem, 24th November, 2015.

Order

No. 8/15/2015-16/D.Agri/225

Read: 1) Order No. 8/15/2011/D.Agri/203 dated 27-07-2011.

- 2) Order No. 8/15/2009/D.Agri/211 dated 03-08-2011.
 - 3) Order No. 8/15/2011/D.Agri/158 dated 28-06-2011.
 - 4) Order No. 8/15/2009/D.Agri/34 dated 23-01-2012.
 - 5) Order No. 8/15/2006/D.Agri/224 dated 28-09-2012.
 - 6) Order No. 8/15/2006/D.Agri/25 dated 25-01-2013.
 - 7) Order No. 8/15/2013-14/D.Agri/145 dated 28-05-2013.
 - 8) Order No. 8/15/2013-14/D.Agri/320 dated 8-11-2013.
 - 9) Order No. 8/15/2014-15/D.Agri/59 and 60 dated 19-06-2014.
 - 10) Order No. 8/15/2014-15/D.Agri/270 dated 5-2-2015.
 - 11) Order No. 8/15/2014-15/D.Agri/135 dated 03-09-2015.
- & Order No. 8/78/2014-15/D.Agri/207 dated 30-10-2014.

Government is pleased to grant extension of ad hoc promotion to the following Group 'A' & 'B' Officers of this Directorate for a further period of six months or till regularization as mentioned against their names on the same terms and conditions as indicated in the above stated orders.

Sr. No.	Name & designation of the officers	Date of extension
1	2	3
1.	Shri Nevil Alphonso, Assistant Director of Agriculture	05-11-2015 to 04-05-2016.
2.	Smt. Ana Dias e Camara, Assistant Director of Agriculture	22-11-2015 to 21-05-2016.
3.	Shri Joaquim D'Souza, Assistant Director of Agriculture	22-11-2015 to 21-05-2016.
4.	Shri Chintamani Perni, Assistant Director of Agriculture	22-11-2015 to 21-05-2016.

1	2	3
5.	Shri Shaba Verenkar, Assistant Director of Agriculture (now transferred to KVK, South as Subject Matter Specialist (Plant Protection)	22-11-2015 to 21-05-2016.
6.	Shri Vithal Joshi, Assistant Director of Agriculture	31-10-2015 to 30-04-2016.
7.	Shri Dattaprasad Dessai, Agriculture Officer	05-11-2015 to 04-05-2016.
8.	Shri Anil A De Noronha, Agriculture Officer	05-11-2015 to 04-05-2016.
9.	Shri Shivram B. Naik, Agriculture Officer	05-11-2015 to 04-05-2016.

This is issued with due concurrence of the Goa Public Service Commission vide their below listed letters:

- 1) Letter No. COM/II/11/2(2)/2014/1470 dated 24-11-2015.
- 2) Letter No. COM/II/11/2(3)/2014/1471 dated 24-11-2015.

By order and in the name of the Governor of Goa.

U. B. Pai Kakode, Director & ex officio Joint Secretary (Agriculture).

Tonca-Caranzalem, 27th November, 2015.

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Department of Animal Husbandry

Directorate of Animal Husbandry & Veterinary Services

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Notification

No. 14-9-AH/MR/Part III/2015-16/4791

Government is pleased to constitute two District Level Committees for North & South Goa to provide guidance and review the progress of the work done by Mission Rabies under the Short Scheme for Mission Rabies in North and South District. The District Level Committee constituted for the purpose comprise of following members.

1. District Collector — Chairman.
(North/South)
2. Assistant Director (A.H.) — Member.
3. Representative of — Member.
Municipalities (North/South)
4. Representative of Director of — Member.
Panchayats (North/South)

5. Representative of Director of — Member.
Health (North/South)
6. Block Development Officers — Member.
(North/South)
7. A.D.E.I's (North/South) — Member.
8. Representative of Mission — Member.
Rabies/Manager

The Committee shall meet once in three (3) months to review the work done by Mission Rabies under the "Short Scheme for Mission Rabies".

By order and in the name of the Governor of Goa.

Dr. Santosh V. Desai, Director & ex officio Jt. Secretary (AH).

Panaji, 30th November, 2015.

Notification

No. 14-9-AH/MR/Part-III/15-16/4792

Government is pleased to constitute a State Level Committee to guide & monitor the progress of work done by Mission Rabies in the State of Goa under the Scheme "Short Scheme for Mission Rabies".

State Level Committee constituted for the purpose would comprise of the following officials.

STATE LEVEL COMMITTEE

1. Hon'ble Minister, Animal — Chairman.
Husbandry
2. Secretary, Animal Husbandry — Member.
3. Director of Health — Member.
4. Director of Education — Member.
5. Director of Panchayats — Member.
6. Director of Municipal — Member.
Administration
7. Director of Tourism — Member.
8. Director/Manager of — Member.
Mission Rabies
9. Director of Animal Husbandry — Member
Secretary.

The Committee shall meet atleast twice in a year to review and monitor the work carried out by Mission Rabies, under the scheme in the State of Goa.

By order and in the name of the Governor of Goa.

Dr. S. V. Desai, Director & ex officio Jt. Secretary (AH).

Panaji, 30th November, 2015.

Notification

No. 14-9-AH/MR/Part-III/15-16/4793

Government is pleased to appoint Dr. Vilas M. Naik, Assistant Director of Animal Husbandry & Veterinary Services as Department Level Nodal Officer for effective and smooth functioning of "Short Scheme for Mission Rabies" in the State of Goa.

By order and in the name of the Governor of Goa.

Dr. S. V. Desai, Director & ex officio Jt. Secretary (AH).

Panaji, 30th November, 2015.

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Department of Education, Art & Culture

Directorate of Education

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Order

No. DE/AE/51/23/2015-16/483

In supersession of order No. 3/43/2009-10/AE/ /DE/11-12/1120 dated 28-09-2012, Government is pleased to reconstitute the Board of Management of the Society of Sanjay Centre for Special Education, Porvorim with immediate effect as below:-

- | | | |
|---------------------------------|---|-----------|
| 1. Mr. Guruprasad Pawaskar, | — | Chairman. |
| Porvorim | | |
| 2. Dr. Guruprasad Kapadi, | — | Member. |
| Bicholim | | |
| 3. Ms. Kamala Nigudkar, | — | Member. |
| Parra | | |
| 4. Ms. Naseema Sayyad, | — | Member. |
| Arpora | | |
| 5. Dr. Shivanand Gauns, | — | Member. |
| Mapusa | | |
| 6. Mr. Narayan Karekar, | — | Member. |
| Mapusa | | |
| 7. Mr. Ajit Parkar, Ponda | — | Member. |
| 8. Mr. Madhav Dhond, | — | Member. |
| Panaji | | |
| 9. Ms. Audrey Menezes, | — | Member. |
| Bhatti | | |
| 10. Ms. Helena Carvalho | — | Member. |
| 11. Mr. Servo Fernandes, Thivim | — | Member. |
| 12. Mr. Sagar Javdekar, | — | Member. |
| Sanquelim (Panaji) | | |

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|-------------------------|---|------------|
| 13. Ms. Linette Ferrao, | — | Member |
| Sr. Scale Officer, | | Secretary. |
| Goa Civil Service | | |

The tenure of the newly constituted the Board of Management of the Society of Sanjay Centre for Special Education, Porvorim shall be for the period of 3 years w.e.f. 13-09-2015.

The Board shall meet at least three times in a year. The non-official members shall be treated on par with Group A Officers of the State of Goa and they will be entitled to TA/DA which will be met from the funds of the Board of Management of the Society of Sanjay Centre for Special Education, Porvorim.

By order and in the name of the Governor of Goa.

G. P. Bhat, Director & ex officio Jt. Secretary (Education).

Porvorim, 30th November, 2015.

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Directorate of Higher Education

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Order

No. 8/2/2014-DHE (Q)/3229

Read: This Office Memorandum No. 8/2/2014-DHE/Q/1957 dated 22-07-2015.

On recommendation of the Goa Public Service Commission as conveyed vide their letter No. COM/1/5/78(1)/2015/1101 dated 22-06-2015 Government is pleased to appoint Kum. Priyanka Vithoba Velip on temporary basis to the post of Assistant Professor in Sociology (Group A, Gazetted) on an initial pay of Rs. 15,600/- in the pay band of Rs. 15,600-39,100+ AGP Rs. 6,000/- and other allowances as admissible from time to time as per the terms and conditions contained in the memorandum dated 22-07-2015 referred to above with immediate effect. Upon her appointment she is posted in Government College of Arts, Science and Commerce, Quepem-Goa.

Kum. Priyanka Vithoba Velip will be on probation for a period of two years.

The appointment is further subject to verification of character and antecedents.

By order and in the name of the Governor of Goa.

Diwan N. Rane, Under Secretary (HE).

Porvorim, 26th November, 2015.

Order

No. 8/2/2014-DHE/2013/3274

Read: This Office Memorandum No. 8/2/2014-DHE/2013/2738.

On recommendation of the Goa Public Service Commission as conveyed vide their letter No. COM/1/5/78(14)/2013/1172 dated 21-08-2015 Government is pleased to appoint Kum. Vinita Vithu Kandolkar on temporary basis to the post of Assistant Professor in Commerce (Group A Gazetted) on an initial pay of Rs. 15,600/- in the pay band of Rs. 15,600-39,100+ AGP Rs. 6,000/- and other allowances as admissible from time to time as per the terms and conditions contained in the memorandum dated 29-09-2015 referred to above with immediate effect. Upon her appointment she is posted in Government College of Commerce, Borda, Margao-Goa.

Kum. Vinita Vithu Kandolkar will be on probation for a period of two years.

The appointment is further subject to verification of character and antecedents.

By order and in the name of the Governor of Goa.

Diwan N. Rane, Under Secretary (HE).

Porvorim, 27th November, 2015.

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Department of General Administration**Order**

No. 14/8/2001-GAD-III (Part II)/2494

Read: (i) Order No. 14/8/2001-GAD-III (Part-I) dated 19-11-2013.

(ii) Order No. 14/8/2001-GAD-III (Part-II)/1323 dated 11-06-2014.

(iii) Order No. 14/8/2001-GAD-III (Part-II)/542 dated 06-11-2014.

Government is pleased to extend the ad hoc promotion of Shri Govind Kalapurkar, Section Officer, Administrative Reforms Department Secretariat, Porvorim-Goa for a further period of one year with effect from 04-10-2015 to 03-10-2016 or till the post is filled on regular basis, whichever is earlier.

This issues with the recommendation of the Goa Public Service Commission as conveyed vide

their letter No. COM/II/11/42(4)/2012/1446 dated 18-11-2015.

By order and in the name of the Governor of Goa.

Biju R. Naik, Under Secretary (GA).

Porvorim, 2nd December, 2015.

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Department of Information & Publicity**Order**

No. DI/INF/Right-Inf-Bill/05/15-16/4170

In pursuance of clause 5 of the Right to Information Act, 2005 (hereinafter referred to as "the said Act"), the following officers/officials are hereby appointed as Public Information Officer and Assistant Public Information Officer to deal with the applications received from the public under the said Act.

Sr. No.	Name of the Officer/ /Designation	Designated
1.	Assistant Information Officer (RTI)	Assistant Public Information Officer.
2.	Information Officer (Films)	Public Information Officer.
3.	Director, Department of Information & Publicity	First Appellate Authority.

The Assistant Public Information Officer shall on receipt of the application for information or appeal under the RTI Act, forward the same forthwith to the Public Information Officer, as required under sub-section (1) of Section 7.

The Public Information Officer shall on receipt of a request under Section 6, as expeditiously as possible and in any case within thirty days of the receipt of the request, either provide the information on payment of such fees as may be prescribed or reject for any of the reasons specified in Sections 8 and 9.

The above designated officer shall exercise and perform the powers/functions laid down under the RTI Act, 2005 with immediate effect.

Appeals against the orders of PIO shall be entertained by the Director of Information & Publicity.

This supersedes the earlier order of even number dated 05-08-2015.

Jayant Tari, Director (Information & Publicity).

Panaji, 27th November, 2015.

Department of Labour

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Notification

No. 28/1/2015-Lab/1027

The following award passed by the Labour Court-II at Panaji-Goa on 03-09-2015 in reference No. LC-II/IT/06/14 is hereby published as required by Section 17 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947).

By order and in the name of the Governor of Goa.

Shashank V. Thakur, Under Secretary (Labour).

Porvorim, 25th November, 2015.

IN THE LABOUR COURT-II

GOVERNMENT OF GOA

AT PANAJI

(Before **Shri Suresh N. Narulkar**, Hon'ble
Presiding Officer)

Case No. Ref. LC-II/IT/06/14

Shri Naguesh Gauns,
Rep. by the General Secretary,
Kadamba Kamgar Union,
BG-10, Ground Floor,
Casa Immaculade, Jose Falcao Road,
Near Panjim Church,
Panjim-Goa.

..... Workman/Party-I

V/s

The Managing Director,
M/s. Kadamba Transport Corporation Ltd.,
Praise-de-Goa Building,
Porvorim-Goa.

.... Employer/Party-II

Workman/Party-I represented by
Adv. Shri A. Kundaikar.

Employer/Party-II represented by its employee
Shri V. Harmalkar.

Panaji, dated: 03-09-2015.

AWARD

1. In exercise of the powers conferred by Clause (c) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947), the Government of Goa, by order dated 05-09-2014, bearing No. 28/25/2014-LAB/302 referred the following dispute for adjudication to the Industrial Tribunal of Goa. The Hon'ble Presiding Officer, Industrial Tribunal-cum-Labour Court in turn assigned the present dispute to this Labour Court-II, vide his order dated 09-09-2014.

“(1) Whether the action of M/s. Kadamba Transport Corporation Limited, Porvorim, Goa, in refusing employment to Shri Naguesh V. Gauns, Helper Mechanic, is legal and justified?

(2) If the answer to issue No.(1) above is in the negative, then, what relief the Workman is entitled?”

2. On receipt of the reference, a case was registered under No. IT/06/14 and registered A/D notice was issued to the Parties. In pursuance to the said notice, the Parties put in their appearance. The Workman/Party-I (for short 'Workman'), filed his Statement of Claim on 20-10-2014 at Exb-4. The facts of the case in brief as pleaded by the Workman are that he is working as 'Helper Mechanic' with the Employer/Party II (for short, "Employer"). He stated that he joined in the services of the Employer on 12-04-1988. He stated that he was placed under suspension by the Employer, vide its order dated 10-07-2008. He stated that he was also subsequently issued a charge-sheet dated 24-07-2009. He submitted that his suspension from service is illegal as it is not in conformity with clause 29-C (III) of the Certified Standing Orders of the Employer. He stated that he was imposed a penalty under clause No. 29 (III) subjected to stoppage of one annual increment for the year 2011 with cumulative effect, by its order dated 10-01-2011.

3. He stated that his suspension was revoked by the Employer pending enquiry, vide its order dated 08-01-2009. He submitted that he was not paid the subsistence allowance in accordance with the Certified Standing Orders of the Employer Corporation as applicable to him. He stated that he therefore filed an application dated 02-01-2009 for payment of 75% of the wages. He stated that he was not paid subsistence allowance, despite of his application for the same and as such the enquiry conducted against him is illegal.

4. He stated that his suspension was revoked pending departmental enquiry, vide order of the Employer dated 08-01-2009 and he was directed to report at the Vasco depot. He stated that on revocation of the suspension order, he approached the Asstt. Depot Manager to join his duties, however, he was not allowed to report for his duties. He stated that he therefore filed an application dated 20-01-2009 requesting the Asstt. Depot Manager to allow him to join his duties, which he failed to do. He submitted that he was issued a pay slip for the month of January, 2009, wherein it has been reflected his attendance for 29 days for the said month and was marked as absent for two days.

He stated that he therefore raised a dispute before the Asstt. Labour Commissioner, by his application dated 13-02-2009, which ended in failure.

5. Being aggrieved by the decision of the Employer, the Workman challenged his refusal by contending to be illegal. He contended that he is illegally restrained from discharging his lawful duties without any rhyme and reason. He submitted that there is no cause of action or reasonable ground to refuse him employment. He submitted that the action of the Employer is smacks of malafide and is an ex-facie instance of unfair labour practice and victimization. He submitted that refusal of employment is also in violation of principles of natural justice. He therefore prayed that refusal of employment to him from 08-01-2009 till 09-04-2009 be declared as illegal and unjustified and direct the Employer to pay him wages for the said period along with interest @ 12% p.a. with continuity in service, benefits and privileges attached to the post.

6. The Employer controverted the claim of the Workman, by filing its written statement on 06-12-2014 at Exb. 8. The Employer stated that it is a Government Company registered under the provisions of the Companies Act, 1956. The Employer stated that it is engaged in the public passenger services in the State of Goa as well as neighbouring States and for that purpose, it employs employees under various categories like driver, conductor and mechanical staff etc.

7. The Employer admitted that the Workman is working as Helper Mechanic with them. The Employer stated that due to unpleasant behaviour and misconduct committed by him, he was placed under suspension. The Employer admitted that the Workman was subsequently issued charge-sheet and ordered for enquiry. The Employer stated that the Enquiry Officer conducted the enquiry against the Workman and submitted his report. The Employer stated that based on the report submitted by the Enquiry Officer, the disciplinary authority awarded a penalty of withholding one annual increment for the year 2011 with cumulative effect, vide its order dated 10-01-2011. The Employer admitted that the suspension of the Workman was revoked by its order dated 08-01-2009 pending departmental enquiry. The Employer stated that after revocation of suspension of the Workman, he has not offered to join his duties till 08-04-2009. The Employer stated that the Workman has submitted his joining letter on 09-04-2009. The Employer submitted that its entire action of conducting enquiry against the Workman

and awarding punishment is in accordance with its Certified Standing Orders. The Employer submitted that the Workman has been paid subsistence allowance during his suspension period in accordance with its Certified Standing Orders. The Employer denied that the Workman had approached its Asstt. Depot Manager to join the duty and that it's Asstt. Depot Manager refused to permit the Workman to join his duties. The Employer submitted that after revocation of suspension vide its order dated 08-01-2009, the Workman ignored to report for his duties on or after 08-01-2009 and approached the Asstt. Depot Manager at Vasco vide his application dated 20-01-2009 requesting him to allow him to report for duties. The Employer stated that it's Asstt. Depot Manager validly refused to entertain the Workman as his suspension was revoked on 08-01-2009 and he reported on 20-01-2009 i.e. after delay of 12 days, which is unjustifiable. The Employer stated that thereafter, the Workman approached the Asstt. Depot Manager for joining his duties on 09-04-2009 at 12.15 hours with his joining report dated 09-01-2009. The Employer submitted that the Workman is therefore not entitled to any relief as claimed by him and prayed for dismissal of the present reference.

8. Thereafter the Workman filed his rejoinder on 26-12-2014. The Workman, by way of his Re-joinder, confirms and reiterates all the submissions and averments made by him in his claim statement to be true and correct and denies all the statements and averments made by the Employer in the Written Statement, which are contrary to the statements and averments made by him.

9. Based on the pleadings filed by the respective Parties in the present proceedings, this Hon'ble Court framed following issues on 23-03-2015 at Exhibit-14.

1. Whether the Workman/Party I proves that he was refused employment by the Employer Corporation on 20-01-2009?
2. Whether the Workman/Party I proves that the action of the Employer Corporation in refusing employment to him is illegal and unjustified?
3. Whether the Employer/Party II proves that after revocation of suspension order the Workman/Party I did not join for his duties till 08-04-2009?
4. Whether the Workman/Party I is entitled to any relief?
5. What Order? What Award?

10. My answers to the aforesaid issues are as under:

Issue No. 1: In the Affirmative.

Issue No. 2: In the Affirmative.

Issue No. 3: In the Negative.

Issue No. 4 & 5: As per final order.

REASONS

I have heard the oral arguments of Ld. Adv. Shri A. Kundaikar appearing for the Workman. Shri V. Harmalkar appearing on behalf of the Employer Corporation chose to file his synopsis of written arguments.

11. Ld. Adv. Shri A. Kundaikar representing the workman, during the course of his oral arguments submitted that the workman is/was working as 'Helper Mechanic' with the Employer. The Workman was placed under suspension vide order of the Employer dated 10-07-2008 and subsequently issued to him a charge-sheet dated 24-07-2009. The said suspension of the Workman was revoked by the Employer vide its another order dated 08-01-2009, pending departmental enquiry and he was directed to report at Vasco depot of the Employer. He submitted that consequent upon receiving the revocation of his suspension order dated 08-01-2009, the Workman had approached the Asstt. Depot Manager at Vasco of the Employer on 20-01-2009 alongwith his joining report, however, he was not allowed to join his duties on flimsy ground. He submitted that the Workman was refused employment allegedly on the ground that the Asstt. Manager, Vasco was not received a copy of the said revocation of suspension order and/or the Workman had approached to them after delay of 12 days. He submitted that the said justification given by the Employer in refusing employment to the Workman is an afterthought. He therefore submitted that the action of the Employer Corporation in refusing employment to the Workman is illegal and unjustified. He submitted that the workman was however allowed to report for his duty on 09-04-2009. He submitted that the Employer be directed to pay to the workman his wages for the period starting from 08-01-2009 till 09-04-2009 alongwith an interest at the rate of 12% per annum with continuity in service, benefits and privileges attached to the post.

12. On the contrary, Shri V. Harmalkar, the Asstt. Legal Advisor of the Employer chose to file synopsis of written arguments on behalf of the Employer. The Employer, in his synopsis of written arguments filed in the present proceedings submitted that admittedly, the Workman as working as helper mechanic with them. The Employer submitted that due to unpleasant behavior and

misconduct committed by the Workman, he was placed under suspension and issued a charge sheet. The Employer submitted that the suspension of the Workman was revoked by its order dated 08-01-2009, pending departmental enquiry. The Employer submitted that after revocation of his suspension vide order dated 08-01-2009, the Workman ignored to report for his duties on or after 08-01-2009 and approached the Asstt. Depot manager at Vasco depot on 20-01-2009. However, the Asst. Depot Manager told him that he had not received the revocation of suspension order and same was received on 23-01-2009. The Employer therefore submitted that it was not refusal on the part of its Asst. Depot Manager. The Employer submitted that inspite of receipt of the revocation of suspension order, the Workman has failed to report for duties nor approached its Appellate Authority i.e. Managing Director with such request or a complaint against the Asst. Depot Manager, Vasco. The Employer submitted that the Workman failed to bring on record why he has not joined the duties between 20-01-2009 to 08-04-2009 with documentary evidence.

13. *Issue No. 1:* I have carefully perused the records of the present case, which includes the synopsis of written arguments filed by the Employer. I have also carefully considered the various oral submissions made by the Ld. Adv. Shri A. Kundaikar appearing for the Workman.

14. Undisputedly, the Workman is/was working as 'Helper Mechanic' with the Employer. The Workman was placed under suspension vide order of the Employer dated 10-07-2008 and subsequently issued to him a charge-sheet dated 24-07-2009. The said suspension of the Workman was revoked by the Employer vide its another order dated 08-01-2009, pending departmental enquiry and he was directed to report at Vasco depot of the Employer.

15. The oral evidence of the Workman on record indicates that after receiving the said revocation of the suspension order of the Employer, he had gone to report for his duties on 20-01-2009, however, the Asstt. Depot Manager, Vasco da Gama of the Employer has not allowed him to join his duties. The said fact has been admitted by the Employer in its written statement filed in the present proceedings as well as its sole witness and Asstt. Depot Manager, Vasco da Gama, Shri Roque Luis in his oral evidence on record. In view of clear and unambiguous admissions on the part of the said witness of the Employer, it is held that the Workman proved that he was refused employment by the Employer Corporation. The issue No.1 is therefore answered in the affirmative.

16. *Issue No.2:* While deciding the issue No.1 hereinabove, I have come to a conclusion and held that the Workman was refused employment by the Employer Corporation on 20-01-2009.

The Workman pleaded that his refusal from employment w.e.f. 20-01-2009 is illegal and unjustified. The Workman also produced on record oral evidence in support of his pleadings by examining himself. The Employer, in its written statement filed in the present proceedings pleaded that it's Asstt. Depot Manager with valid ground refused to entertain the Workman as his suspension was revoked on 08-01-2009 and the Workman reported on 20-01-2009, which is after unjustifiable delay of 12 days. The Employer also examined Shri Roque Luis, its Asstt. Depot Manager at Vasco depot as its sole witness. The said witness of the Employer in his oral evidence on record deposed that he received the suspension revocation order of the Workman on 23-01-2009 at Vasco depot and that when the Workman had approached to him at Vasco depot on 20-01-2009, he had told him that his revocation order is not received by Vasco depot and that the Workman had not approached to him at Vasco depot between 23-01-2009 till 08-04-2009. Thus, the defense taken by the Employer in its pleadings differs from its oral evidence on record. Further, neither the Workman nor the Employer has produced on record the suspension revocation order of the Workman dated 08-01-2009. Though the Employer contended that the Workman had approached at Vasco depot after delay of 12 days, which is unjustifiable, the Employer has failed to produce on record any material evidence to show that the exact date of receipt of the revocation order dated 08-01-2009 by the Workman. The Employer also failed to produce on record any material evidence that the Asstt. Depot Manager, Vasco had received the said revocation of suspension order of the Workman on 23-01-2009 i.e. much after 20-01-2009. In the absence of any such material evidence, the Employer failed to substantiate his statement that the Workman had approached to the Asstt. Depot Manager, Vasco after unjustifiable delay of 12 days. The justification given by the Employer in its written statement as well as its oral evidence appears to be fictitious and unsatisfactory. Hence, it is held that the Employer failed to prove that it has validly refused employment to the Workman. Thus, the action of the Employer in refusing employment to the Workman on 20-01-2009 is illegal and unjustified. The issue No. 2 is therefore answered in the affirmative.

17. *Issue No. 3:* The Workman, in his cross-examination admitted that he had gone to report for his duties on 20-01-2009 after receiving his suspension revocation order from the Employer. The Workman further admitted that he had again gone to report for his duties on 09-04-2009. The Workman further deposed that as the Employer orally told him to join for his duties on 08-04-2009, I did not join for my duties from 20-01-2009 till 09-04-2009. He deposed that he was not told either orally or in writing to join for his duties for the period starting from 20-01-2009 till 09-04-2009. The aforesaid evidence on record clearly proves that the Workman did not approach the Employer at its Vasco depot to join for his duties from 21-01-2009 till 08-04-2009. The issue No. 3 is therefore answered in the affirmative.

18. *Issue No. 4:* While deciding the issue No. 2 hereinabove, I have come to the conclusion and held that the action of the Employer Corporation in refusing employment to the Workman on 20-01-2009 is illegal and unjustified. Similarly, while deciding the issue No. 3 I have come to the conclusion and held that the Workman did not approach the Employer at its Vasco depot to join for his duties from 21-01-2009 till 08-04-2009. The evidence on record indicates that the Workman had approached the Asstt. Depot Manager at Vasco only on two occasions i.e. on 20-01-2009 and on 09-04-2009 at 12.15 p.m. The evidence on record indicates that the Workman was allowed to report for his duties on 09-04-2009 when he approached the Asstt. Depot Manager at Vasco. The evidence on record indicates that the Workman has not made any efforts to join for his duties for the period starting from 21-01-2009 till 08-04-2009, except raising the present dispute vide its letter dated 13-02-2009 at Exb.19. The Workman has also failed to take recourse of clause 39 of certified standing orders of the Employer by filing an appeal before the Managing Director of the Employer. The evidence on record indicates that neither the Workman pleaded nor stated on oath that during the interim period i.e. from the date of receipt of revocation of his suspension order till 08-04-2009 he was gainfully unemployed or earned less. In the circumstances, the Workman is not entitled to any back wages. The evidence on record indicates that the Workman was already in service of the Employer w.e.f. 09-04-2009. The Workman is however entitled to continuity in service from 20-01-2009 till he joined his duties on 09-04-2009 only.

In view of above, I proceed to pass the following order:

ORDER

1. It is held that the action of M/s. Kadamba Transport Corporation Limited, Porvorim, Goa, in refusing employment to Shri Naguesh V. Gauns, Helper Mechanic, is illegal and unjustified.
2. The Workman, Shri Naguesh Gauns is therefore ordered to be given continuity in service w.e.f. 20-01-2009 till 08-04-2009 only.

No order as to cost.

Inform the Government accordingly.

Sd/-
(Suresh N. Narulkar)
Presiding Officer
-Labour Court-II

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Department of Personnel

Order

No. 6/16/2013-PER/Part

Read: Order No. 6/16/2013-PER/Part dated 25-11-2014.

Order No. 6/16/2013-PER/Part dated 26-03-2015.

Whereas, vide Order dated 26-03-2015 read in preamble (2), Shri Gaurish Shankhwalkar holding the post included in Schedule-II of the Goa Civil Service Rules, 1997 has been promoted to hold Junior Scale post of Goa Civil Service, Group 'A', Gazetted, in the Pay Band—3, Rs. 15,600-39,100 + GP Rs. 5,400/- notionally w.e.f. 25-11-2014, maintaining his seniority and with a probation period of 02 years from his date of joining.

And whereas, Shri Gaurish Shankhwalkar vide letter dated 27-10-2015 represented that since he was kept on probation for 02 years w.e.f. his date of joining, the interim period with effect from his date of notional promotion (25-11-2014) and date of actual joining (27-03-2015) will not be counted as his probation period and thus he will not qualify for lifting of probation and also future promotions alongwith his juniors.

And whereas the grievance of Shri Shankhwalkar has been examined in interest of justice.

Now therefore, the second last para of Order dated 26-03-2015 is substituted to read as follows:

“Shri Gaurish Shankhwalkar shall be on probation for a period of two years with effect from 25-11-2014. He shall exercise option for pay fixation within a period of one month from the date of issue of Order. He shall be entitled for all the consequential benefits enjoyed by his juniors promoted vide Order dated 25-11-2014 read in preamble(1).”

By order and in the name of the Governor of Goa.

Meghana S. Shetgaonkar, Under Secretary (Personnel-I).

Porvorim, 20th November, 2015.

Order

No. 15/6/2003-PER(part) Vol 1/3868

Read: Order No. 15/6/2003-PER (Part) dated 03-11-2010.

Order No. 15/6/2003-PER(Part) dated 06-12-2011.

Order No. 15/6/2003-PER (Part) Vol 1 dated 06-07-2012.

Order No. 15/6/2003-PER (Part) Vol 1 dated 15-11-2012.

Order No. 15/6/2003-PER(Part) dated 30-05-2012.

Corrigendum No.15/6/2003-PER(Part) dated 30-05-2012.

Corrigendum No. 15/6/2003-PER(Part) dated 16-08-2012.

Order No. 15/6/2003-PER(Part)Vol 1 dated 01-07-2013.

Order No. 15/6/2003-PER(Part)Vol 1 dated 14-02-2014.

Order No. 15/6/2003-PER(Part)Vol 1 dated 22-12-2014.

The ad hoc promotion of the following officers in the Cadre of Mamlatdar/Joint Mamlatdar/Assistant Director of Civil Supplies is hereby extended for further period indicated against their names or till the posts are filled on regular basis, whichever is earlier:-

Sr. No.	Name & designation of the officer	Ad hoc promotion extended	
		From	To
1	2	3	
1.	Smt. Shama Narvekar	03-11-2015	02-11-2016.
2.	Shri Laxmikant R. Dessai	03-11-2015	02-11-2016.
3.	Shri Laxmikant Kuttikar	30-11-2015	29-11-2016.
4.	Smt. Varsha Parab	30-11-2015	29-11-2016.

1	2	3
5. Shri Manoj Korgaonkar	30-11-2015	29-11-2016.
6. Shri Dasharath Gawas	30-11-2015	29-11-2016.
7. Shri Vimod Dalal	30-11-2015	29-11-2016.
8. Shri Anil V. Rane Sardessai	30-11-2015	29-11-2016.
9. Shri Jeetendra Bugde	30-11-2015	29-11-2016.

This issues with the approval of Goa Public Service Commission conveyed vide their letter No. COM/II/11/42(2)/2012/1408 dated 12-11-2015.

By order and in the name of the Governor of Goa.

Meghana Shetgaonkar, Under Secretary (Personnel-I).

Porvorim, 24th November, 2015.

Order

No. 7/30/2014-PER/3858

The Governor of Goa is pleased to order the allocation of work/Departments amongst the IAS officers, as follows with immediate effect, until further orders:-

Sr. No.	Name & designation	Department allotted
1.	Shri Mohan Lal, IAS (2002)	Resident Commissioner, Goa Sadan for representing State Government in central meetings as and when required.
2.	Ms. Nila Mohanan, IAS (2007)	1. Collector, North.
3.	Shri Ameya Abhyankar, IAS (2007)	1. Director, Tourism. 2. Special Secretary (Finance-Budget). 3. Director, PPP Cell. 4. Chief Executive Officer, Entertainment Society of Goa.
4.	Shri Sachin Shinde, IAS (2008)	1. Collector, South.

This issues in supersession of earlier order issued in this regard.

By order and in the name of the Governor of Goa.

Meghana Shetgaonkar, Under Secretary (Personnel-I).

Porvorim, 25th November, 2015.

Order

No. 3/1/80-PER (Vol. IV)

The Governor of Goa is pleased to post Shri Vimal Anand Gupta, I.P.S.(AGMU-2003) as Superintendent of Police in-charge of Anti Corruption Branch and Foreigner's Regional Registration Officer, Panaji.

Consequently, Shri Bosco George, S. P., ACB is hereby transferred and posted as S. P. Security, Wireless, State Police Control Room, Panaji, with immediate effect and in public interest.

By order and in the name of the Governor of Goa.

Surendra F. Naik, Under Secretary (Personnel-II).

Porvorim, 27th November, 2015.

Order

No. 6/4/91-PER(Part III)

The Governor of Goa is pleased to promote on ad hoc basis, the following Junior Scale Officers of Goa Civil Service to Senior Scale in the Pay Band—3 Rs. 15,600-39,100 with Grade Pay of Rs. 6,600/-, with immediate effect:-

1. Shri Narayan V. Prabhudessai.
2. Shri Shamsunder Y. Parab.
3. Smt. Sneha S. Morajkar.
4. Shri Pravin M. S. Barad.
5. Shri Ashok V. Rane.
6. Smt. Upasana Mazgaonkar.
7. Shri Sabaji P. Shetye.
8. Shri Sanjeev C. Gauns Dessai.
9. Shri R. K. Halarnkar.

The above appointment shall be for a period of one year or till the post is filled on regular basis whichever is earlier.

The above ad hoc appointment will not bestow on the promoted Officers any claim for regular appointment and services rendered on ad hoc basis in the Grade will not count for the purpose of seniority in that grade or for eligibility for promotion to the next higher grade.

By order and in the name of the Governor of Goa.

Meghana Shetgaonkar, Under Secretary (Personnel-I).

Porvorim, 27th November, 2015.

Order

No. 6/13/2015-PER

The Government of Goa is pleased to constitute a Committee consisting of the following members for framing guidelines to recruitment process of Group "C" posts in various Government Department as under:-

- | | | |
|--------------------------------------------------|---|-----------|
| 1. Shri Swapnil Naik, Addl. Collector (I) North | — | Chairman. |
| 2. Shri Amarsen Rane, Director, Vigilance | — | Member. |
| 3. Shri Prasad Lolyekar, Director, Art & Culture | — | Member. |
| 4. Shri Sunil Masurkar, Director of Transport | — | Member. |
| 5. Shri T. S. Sawant, Director, G. M. C. | — | Member. |
| 6. Shri Salim Veljee, Director, Food & Drugs | — | Member. |
| 7. Shri Vishram Borkar, S. P. (HQ) North | — | Member. |
| 8. Smt. Sandhya Kamat, Director, Tribal Welfare | — | Member. |
| 9. Smt. Meena Goltekar, Director, Social Welfare | — | Member. |

The Committee members shall go through contents of the recruitment guidelines (copy enclosed) and may suggest changes, if any along with their recommendation positively by 07-12-2015.

By order and in the name of the Governor of Goa.

Yetindra M. Maralkar, Additional Secretary (Personnel).

Porvorim, 30th November 2015.

Order

No. 13/8/2015-PER/3899

Governor of Goa is pleased to grant extension in service to Shri Anil K. N. Dessai, Assistant Registrar, Co-operative Societies, South Goa beyond the date of his superannuation for a further period of six months w.e.f. 01-12-2015 to 31-05-2016, in public interest with the condition that no further extension will be granted beyond six months.

The extension is subject to termination without assigning any reason at any time during the period of extension.

By order and in the name of the Governor of Goa.

Surendra F Naik, Under Secretary (Personnel-II).

Porvorim, 30th November, 2015.

Order

No. 6/62/2011-PER/3914

Shri Parag Nagarcenkar, Assistant Director of Mines-I, South shall hold charge of the post of Superintendent of Survey and Land Records, North in addition to his own duties, with immediate effect, until further orders.

By order and in the name of the Governor of Goa.

Meghana V. Shetgaonkar, Under Secretary (Personnel-I).

Porvorim, 1st December, 2015.

Addendum

No. 6/4/91-PER (Part III)A

Read: Order No. 6/4/91-PER (Part III) dated 27-11-2015.

The following para shall be added to the Government Order dated 27-11-2015, cited above:

"The above officers shall continue to hold the post presently held by them till they are assigned posting in the Senior Scale post".

By order and in the name of the Governor of Goa.

Meghana Shetgaonkar, Under Secretary (Personnel-I).

Porvorim, 27th November, 2015.

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Department of Public Health**Order**

No. 4/10/2002-II/PHD/Vol. I/1776

Read: Memorandum No. 4/10/2002-II/PHD/Vol. I dated 15-09-2015.

On the recommendation of the Goa Public Service Commission as conveyed vide their letter No. COM/I/5/30(2)/2015/1192 dated 31-08-2015,

Government is pleased to appoint Dr. Abhinandan Satyamurthy Punit to the post of Lecturer in the Department of Orthopaedic Surgery in Goa Medical College & Hospital, Bambolim-Goa on temporary basis in the Pay Band—3, Rs. 15,600-39,100 + Grade Pay of Rs. 6,600/- with immediate effect and as per the terms and conditions contained in the Memorandum cited above.

Dr. Abhinandan Satyamurthy Punit shall be on probation for a period of two years.

Dr. Abhinandan Satyamurthy Punit has been declared medically fit by the Medical Board.

The appointment is made subject to the verification of his character and antecedents. In the event of any adverse remarks noticed by the Government on verification of his character and antecedents, his services shall be terminated.

The appointment is made against the vacancy occurred due to resignation tendered by Dr. Siddharth Singbal, Lecturer in Orthopaedic Surgery, Goa Medical College and subsequently revived vide Order No. 4/22/2009-II/PHD (PF) dated 30-03-2015.

By order and in the name of the Governor of Goa.

Sangeeta M. Porob, Under Secretary (Health).
Porvorim, 26th November, 2015.

Order

No. 4/14/2002-II/PHD/1783

Read: Memorandum No. 4/14/2002-II/PHD dated 14-09-2015.

On the recommendation of the Goa Public Service Commission as conveyed vide their letter No. COM/1/5/30(1)/2012/1147 dated 05-08-2015, Government is pleased to appoint Dr. Gautam Madhukar Cormoli to the post of Lecturer in the Department of Surgery in Goa Medical College & Hospital, Bambolim-Goa on temporary basis in the Pay Band—3, Rs. 15,600-39,100+ Grade Pay of Rs. 6,600/- with immediate effect and as per the terms and conditions contained in the Memorandum cited above.

Dr. Gautam Madhukar Cormoli shall be on probation for a period of two years.

Dr. Gautam Madhukar Cormoli has been declared medically fit by the Medical Board. The character and antecedents of Dr. Gautam Madhukar Cormoli have been verified by the District Magistrate, North Goa District, Panaji-Goa

The appointment is made against the vacancy occurred due to creation of posts of Lecturer in Surgery vide Order No. 4/19/2009-II/PHD dated 12-01-2011 and subsequently revived vide Order No. 4/22/2009-II/PHD (P.F.F) dated 30-03-2015.

By order and in the name of the Governor of Goa.

Sangeeta M. Porob, Under Secretary (Health).
Porvorim, 27th November, 2015.

Order

No. 44/14/2013-I/PHD/2050

Sanction of the Government is hereby accorded for grant of extraordinary leave for period of 6 (six) months w.e.f. 01-09-2014 to Dr. Damodar alias Swapnil Subhash Arsekar, Junior Physician, posted at Community Health Centre, Valpoi working at North District Hospital, Mapusa under the Directorate of Health Services, Panaji-Goa for undergoing training in Non Invasive Lab at National Heart Institute, New Delhi for a period of six months w.e.f. 1-09-2014, in relaxation of the Rules subject to the following conditions:-

1. He should execute the bond in Form 6.
2. He should serve the Government minimum three years after his return from the training.
3. He should submit the training report to the Government.
4. The Board shall be supported by sureties from two permanent Government servants having a status comparable to or higher than that of the Government Servant.

Dr. Damodar alias Swapnil Subhash Arsekar, Junior Physician stands relieved w.e.f. 01-09-2014.

This issues in supersession of earlier order of even number dated 01-09-2014.

By order and in the name of the Governor of Goa.

Maria Seomara Desouza, Under Secretary (Health-II).

Porvorim, 30th November, 2015.

Notification

No. 22/5/2015-I/PHD/2061

Read: Notifications: 1. No. PS(H)/2/NC/2012 dated 05-06-2013.

2. No. PS(H)/2/NC/2012 dated 19-05-2013.

3. No. PS(H)/2/NC/2012 dated 14-07-2014.
4. No. PS(H)/2/NC/2012 dated 30-12-2014.
5. No. PS(H)/2/NC/2012 dated 25-05-2015.

The Government of Goa is pleased to extend the term of Goa Nursing Council members till 29th February, 2016.

By order and in the name of the Governor of Goa.

Maria Seomara De Souza, Under Secretary (Health-II).

Porvorim, 1st December, 2015.

Order

No. 35/8/2004-I/PHD (Part file)/2071

Read: Order No. 35/8/2004-I/PHD (Part file) dated 6-10-2015.

Government of Goa is pleased to constitute a five members "District Family Planning Indemnity Sub-Committee for North Goa" comprising of the following members:

- | | |
|------------------------------------------------------------------------------------|-----------|
| 1. Collector, North Goa District | Chairman. |
| 2. Medical Superintendent-cum-Dy. Director, North Goa District Hospital, Mapusa | Convener. |
| 3. Senior Gynaecologist, North Goa District Hospital, Mapusa | Member. |
| 4. Senior Surgeon, North Goa District Hospital, Mapusa | Member. |
| 5. Health Officer, Community Health Centre, Pernem/Primary Health Centre, Candolim | Member. |

The terms of reference of the Committee shall be as under:

1. This committee would process claims received from the clients and complaints/claims lodged against the surgeons and accredited facilities, as per procedure and time frame laid down in the manual on "Family Planning Indemnity Scheme 2013".

This issues in supersession of the earlier order No. 35/8/2004-I/PHD (Part file) dated 06-10-2015.

By order and in the name of the Governor of Goa.

Maria Seomara De Souza, Under Secretary (Health-II).

Porvorim, 30th November, 2015.

Order

No. 35/8/2004-I/PHD (Part file)/2072

Government of Goa is pleased to constitute "State Family Planning Indemnity Sub-Committee" from within the State Quality Assurance Committee which would redress, dispose and disburse claims/complaints received through the District Quality Assurance Committee, as per procedure and time frame laid down in the manual on 'Family Planning Indemnity Scheme 2013'. The committee shall comprise of the following members:

- | | | |
|------------------------------------------------------------------------|---|-------------------|
| 1. Commissioner & Secretary (Health)/Mission Director (NHM) | — | Chairman. |
| 2. Director of Health Services | — | Convener. |
| 3. Professor & HOD of OBG Department, Goa Medical College | — | Member. |
| 4. Senior Surgeon (trained in NSV) North Goa District Hospital, Mapusa | — | Member. |
| 5. Chief Medical Officer (Family Welfare) | — | Member Secretary. |

The terms of reference of the Committee shall be as under:

1. Developing the Quality Assurance policy & guidelines for the State.
2. Ensuring attainment of the Standards for Quality of care by Public Health Facilities.
3. Mentoring the State/District level units.
4. Periodic Review for the progress of QA activities will conduct review meetings at six monthly intervals.
5. Review and adjudicate compensation claims.
6. Supporting quality improvement process.
7. Reviewing key performance indicators of quality.
8. Reporting.

By order and in the name of the Governor of Goa.

Maria Seomara De Souza, Under Secretary (Health-II).

Porvorim, 6th October, 2015.

Certificate

No. 4/23/2002-II/PHD/Part-1/1784

Read:- Government Order No. 4/23/2002-II/PHD/
/Part 1 dated 24-09-2015.

Certified that the character and antecedents of Dr. Aparna Ramdas Pai, Lecturer, Department of Medicine in Goa Medical College and Hospital, Bambolim-Goa mentioned in the above referred Order have been verified by the District Magistrate, North Goa District, Panaji-Goa and nothing adverse has come to the notice of the Government.

Sangeeta M. Porob, Under Secretary (Health).

Porvorim, 27th November, 2015.

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Department of Revenue**Order**

No. 26/7/2013-RD

Ref.: Order No. 26/7/2013-RD dated 08-07-2015.

Whereas vide order No. 26/7/2013-RD dated 08-07-2015, Government has accepted technical resignation tendered by Shri Krishnakant S. Pangam from the post of Inspector of Survey and Land Records, and to keep lien of Shri Krishnakant S. Pangam, on the existing post in order to join his new posting as a Block Development Officer-I, in Personnel Department.

And Whereas Shri Krishnakant S. Pangam, BDO, now vide letter dated 28-10-2015 has informed that due to personal reason, he would like to revert to the post of Inspector of Survey and Land Records, before the expiry of lien period as permissible, under F. R. 13(2)(2).

Now therefore, Government is hereby pleased to accept the request of Shri Krishnakant S. Pangam, and permit him to revert back to his erstwhile post of ISLR in Directorate of Settlement and Land Records, and draw all entitlements on the said post which he was entitled before tendering technical resignation of the said post.

The reversion of Shri Krishnakant S. Pangam, shall be effective from the date of joining as ISLR in Directorate of Settlement and Land Records.

By order and in the name of the Governor
of Goa.

Ashutosh Apte, Under Secretary (Revenue-I).

Porvorim, 24th November, 2015.

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Department of Social Welfare**Notification**

No. 61/5/2013-BC/AMBEDKAR/PART/5389

Government of Goa is pleased to constitute the Committee for celebration of Dr. Babasaheb Ambedkar Jayanti to finalize the programme on the occasion of Birth Anniversary of Dr. Babasaheb Ambedkar consisting of following members:

- | | | |
|-----------------------------------------------------|---|-------------------|
| 1. Hon'ble Minister for Social Welfare | — | Chairman. |
| 2. Secretary, Social Welfare | — | Member. |
| 3. Directorate of Tribal Welfare, Panaji-Goa | — | Member. |
| 4. Shri Ajit Naik (Representative of OBC) | — | Member. |
| 5. Shri Suresh Datta Kepekar (Representative of ST) | — | Member. |
| 6. Shri Vasant Parwar (Representative of SC) | — | Member. |
| 7. Director of Social Welfare, Panaji-Goa | — | Member Secretary. |

The above Committee has been approved by the Government.

By order and in the name of the Governor
of Goa.

Meena H. Naik Goltekar, Director & ex officio Joint Secretary (Social Welfare).

Panaji, 30th November, 2015.

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